

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: CASE NO 21-70008-JAD

Gregory L Miller, and Tamara L Miller,
Debtor(s). Chapter 13

Related to Doc. No. 22, 59, 73, and 76

Gregory L Miller, and Tamara L Miller,
Movant,

vs.
Ronda J. Winnecour, Chapter 13
Trustee,
Respondent(s).

CONSENT ORDER OF COURT DISMISSING BANKRUPTCY CASE AND PROVIDING
FOR DISPOSITION OF SALE PROCEEDS

WHEREAS, at the January 27, 2022, conciliation conference on the Debtor(s) January 29, 2021, Chapter 13 Plan, the Debtor(s) requested dismissal of their case without prejudice;

WHEREAS, Trustee consents to dismissal without prejudice;

WHEREAS, the Trustee is holding \$4,793.78 in net sale proceeds from the sale of 33 Bigler Road approved at Doc 59, which proceeds were, in the Sale Order, to be disbursed to unsecured creditors;

WHEREAS, the parties (Debtor(s) and Trustee) agree that under the facts and circumstances of this case, the case should be dismissed and the balance on hand should be distributed to unsecured creditors.

AND NOW THEREFORE, the Debtor(s) and Trustee agree as follows:

1. In accordance with the authority of 11 U.S.C. §349(b), notwithstanding the dismissal of the case, the Trustee shall retain possession of the \$4,793.78 in net sale proceeds, and shall, after deduction of Trustee fees, distribute the funds as follows: (a) first, \$905.73 to the Pa. Dept of Revenue on account of its priority claim at Proof of Claim #10; and (b) then pro rata to the remaining allowed general unsecured

creditors (those being LVNV Funding (CI # 8) and Pa Dept of Revenue (CI #10)) so far as the funds will go.

2. Subject to the terms and conditions of this Order, the case is dismissed without prejudice.

U. S. Bankruptcy Judge

Agreed and consented to:

/s/ Owen Katz
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